



**COUNTY OF LOS ANGELES**  
**DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

**GAIL FARBER, Director**

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

June 21, 2011

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

28 June 21, 2011

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION  
HAROLD CEDAR AVENUE SOUTHWEST OF HAROLD 2ND STREET  
IN THE UNINCORPORATED COMMUNITY OF LAKEVIEW  
(SUPERVISORIAL DISTRICT 5)  
(3 VOTES)**

**SUBJECT**

This action will allow the County of Los Angeles to vacate Harold Cedar Avenue southwest of Harold 2nd Street in the unincorporated community of Lakeview, which is no longer needed for public use. The vacation has been requested by the underlying property owners to enhance their properties and provide an additional buildable area.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that Harold Cedar Avenue southwest of Harold 2nd Street in the unincorporated community of Lakeview is excess right of way and not required for street and highway purposes and that it may, therefore, be vacated pursuant to Section 8334(a) of the California Streets and Highways Code.
3. Find that Harold Cedar Avenue southwest of Harold 2nd Street in the unincorporated community of Lakeview has not been used for the purpose for which it were dedicated or acquired for five consecutive years immediately preceding the proposed vacation and it may, therefore, be vacated pursuant to Section 8333(a) of the California Streets and Highways Code.

4. Find that Harold Cedar Avenue southwest of Harold 2nd Street in the unincorporated community of Lakeview is not useful as a nonmotorized transportation facility pursuant to Section 892 of the California Streets and Highways Code.

5. Adopt the Resolution of Summary Vacation.

6. Upon approval, authorize the Director of Public Works to record the certified original resolution with the office of the Los Angeles County Registrar Recorder/County Clerk.

### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles (County) to vacate Harold Cedar Avenue southwest of Harold 2nd Street (Easement) in the unincorporated community of Lakeview since it no longer serves the purpose for which it was dedicated and is not required for public access or transportation.

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The vacation of the Easement will result in added revenue through assessment and taxation and reduce the County's exposure to potential liability.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The vacation of the Easement will not have a negative fiscal impact on the County's budget. The applicant has paid a \$1,500 fee to defray the expense of the investigation. This amount has been deposited into the Road Fund. The fee was authorized by your Board in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321(d) of the California Streets and Highways Code.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The area to be vacated contains approximately 18,000 square feet and is shown on the map that is attached to the enclosed Resolution of Summary Vacation.

The California Streets and Highways Code Section 8334(a) provides that the legislative body of a local agency may summarily vacate an excess right of way of a street or highway not required for street or highway purposes.

The Easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation and that it may, therefore, be vacated pursuant to Section 8333(a) of the California Streets and Highways Code.

The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.

The County's interest in the Easement was acquired in 1907 by dedication in MAP OF THE ALPINE SPRINGS, recorded in Book 13, pages 10 and 11, of Maps, in the office of the Los Angeles County Registrar-Recorder/County Clerk.

Mr. and Mrs. Donald R. Stipech, on behalf of the adjacent underlying property owners and themselves, requested the vacation of the Easement to enhance their properties and allow for improvements.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Easement. Your action will result in the properties being unencumbered by the Easement and available to the property owners for use without restriction of the Easement.

### **ENVIRONMENTAL DOCUMENTATION**

This action is categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines, which state that this class of projects consisting of minor alterations in land use, limitations and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will allow for additional property taxes through the vacation of the Easement.

### **CONCLUSION**

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of your Board's minute order. Retain one original for your files.

Respectfully submitted,

A handwritten signature in black ink that reads "Gail Farber". The script is fluid and cursive, with the first letters of each word being capitalized and prominent.

GAIL FARBER

Director

GF:SGS:mr

Enclosures

c: Auditor-Controller (Accounting Division - Asset  
Management)  
Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office

**RESOLUTION OF SUMMARY VACATION  
HAROLD CEDAR AVENUE SOUTHWEST OF HAROLD 2ND STREET**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES  
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for public street and highway purposes (hereinafter referred to as the Easement) in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement, southwest of Harold 2nd Street, is located in the unincorporated community of Lakeview in the County of Los Angeles, State of California.
2. The Easement has been impassable for vehicular travel for a period of five consecutive years and no public money has been expended for maintenance on the Easement during this period
3. The Easement has been determined to be excess right of way not required for street or highway purposes.
4. The Easement is not useful as a nonmotorized transportation facility as defined in Section 887 of the California Streets and Highways Code.
5. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the California Streets and Highways Code, State of California, commencing with Section 8330.
6. The Director of Public Works is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Easement will no longer be a public easement.
7. From and after the date this resolution is recorded, the Easement will no longer constitute a street, highway, or public service easement.

The foregoing resolution was on the 21<sup>st</sup> day of June, 2011, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN  
County Counsel

SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles



By Rosa Linda Cruz/JW  
Deputy

By [Signature]  
Deputy

GT:mr

P:\MPPUB\ADMIN\MARIA\BOARD LETTER ENCLOSURE\HAROLD CEDAR AVE RES ENCLOSURE



## EXHIBIT A

### HAROLD CEDAR AVENUE SOUTHWEST OF HAROLD SECOND STREET 5-1VAC

A.I.N. 3053-014-001 & 012

3053-015-015 & 016

T.G. 4286-B6

I.M. 309-237

S.D. 5

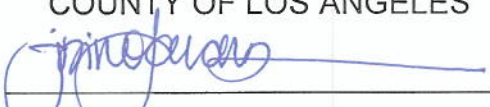
M0888107

### LEGAL DESCRIPTION

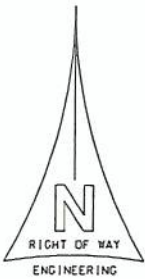
#### PARCEL NO. 5-1VAC (Vacation of road easement):

That portion of Harold Cedar Avenue (formerly known as Cedar Avenue), 60 feet wide, as shown on map of ALPINE SPRINGS, recorded in Book 13, pages 10 and 11, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, lying northwesterly of and adjoining Lots 1 and 12, Block 14, of said tract, bounded northeasterly by the northwesterly prolongation of the northeasterly line of said Lot 1, and bounded southwesterly by the northwesterly prolongation of the southwesterly line of said Lot 12.

Containing: 18,000± square feet.

APPROVED AS TO DESCRIPTION	
April 27, 2011	
COUNTY OF LOS ANGELES	
By	
SUPERVISING CADASTRAL ENGINEER III	
Survey/Mapping and Property Management Division	

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.



**SUBJECT  
LOCATION**

**EXHIBIT B**



### LEGEND

- Area to be Vacated
- Total Area 18,000 ± s.f.
- Applicants

### REVISIONS

1. 2. 3.

### DEPARTMENT OF PUBLIC WORKS

### SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION

SD. 5	RD. 557	A.I.N. 3053-014-001&012 3053-015-015&016	T.G. 4286-B6	HAROLD CEDAR AVE SW/O HAROLD SECOND ST	DRAWING NO. M0888107
SCALE NONE		DATE 04-19-11	I.M. 309-237		